

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Government Center South
302 West Washington Street
Indianapolis, Indiana 46204
Conference Room B

July 3, 2012

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman Hannum at 9:05 a.m. on July 3, 2012.

(a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Ron Brown
Michael Christoffersen
Tom Cloud
Michael Corey
Kevin Goeden, representing the Commissioner, Department of Labor
David Hannum, Chairman
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Matt Mitchell

Commissioners not present at the Commission meeting:

Ted Ogle, Vice-Chairman

(b) The following departmental and support staff were present during the meeting:

Legal and Code Services:

Mara Snyder, Director, Legal and Code Services
Shelly Wakefield, Manager, Code Technical Development
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
Beth Sutor, Secretary

(c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge were present.

2. Old Business.

A call for any corrections or a motion to approve the minutes of the June 5, 2012 meeting as distributed was made. Commissioner Corey moved to approve the minutes as distributed, with the second by Commissioner Christoffersen. It was voted upon and carried.

3. Third Party Inspections.

HWC
1627 S. Myrtle Avenue
Clearwater, FL 33756

Marc Reynolds, Fire and Building Code Enforcement, stated the application was in order and they supported approval. Commissioner Christoffersen moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

4. Variances.

Tabled Variances.

Variance 12-03-46 The Awakening Community Church, Huntington, had no proponent present. Commissioner Christoffersen stated he would abstain from voting, but that he understood they had decided to sprinkle the building and that the variance would be going away. Commissioner Corey moved to table, with the second by Commissioner Mitchell. It was voted upon and carried. The proponent for variance 12-05-12 The Well, United Brethren in Christ Church Renovation, Huntington, was not present. Commissioner Corey moved to table, with the second by Commissioner Hite. It was voted upon and carried. Variance 12-05-21 DOT Foods, Cambridge City, had been withdrawn by the proponent. Variance 12-05-22 Hendricks County Sports Complex Softball Pavilion, Indianapolis, had been withdrawn by the proponent. Variance 12-06-20 Dollar General Store, Terre Haute, had no proponent present. Commissioner Corey moved to table, with the second by Commissioner Brown. It was voted upon and carried. Variance 12-06-25 Highland Lakes Baptist Camp New Cabin, Martinsville, was represented by Ed Rensink. New plans had been distributed to the Commission, showing the deletion of the fireplace and the addition of exit doors to the exterior from each of the sleeping rooms. The party wall would be one hour rated, as would be each wall surrounding the sleeping rooms. A smoke and fire detection system was to be installed throughout the building. Following discussion, Commissioner Brenner moved to approve with the condition that there be an exit from each sleeping room, the party wall and each wall surrounding the sleeping rooms be one-hour rated, and that smoke and fire detection be installed throughout the building. Commissioner Christoffersen made the second. It was voted upon and carried with one nay vote. Variance 12-06-40 OSMC Offices and Storage Renovation, Elkhart, had been withdrawn by the proponent. The proponent for variance 12-06-41The Warehouse by the Family Center, Bloomington, had requested that they be tabled. Commissioner Corey moved to table, with the second by Commissioner Mitchell. It was voted upon and carried.

Regular Variances.

Chairman Hannum asked for any abstentions or variances to be called out of the block vote. Commissioner Hawkins stated he would abstain from voting on variance 12-07-44 First Harrison Bank, New Albany. Commissioner Mitchell was abstaining from voting on variance 12-07-34 Helmer, Inc., Noblesville and variance 12-07-21 SMC Corporation of America, Noblesville. Commissioner Christoffersen was to abstain from voting on variance 12-07-15 Herrold on the Hill Bed and Breakfast, Wabash, and variance 12-07-41 Zook Residence, Ft. Wayne. Commissioner Brenner would abstain from voting on variance 12-07-37(a)(b)(c)(d) Indiana State Fair Pepsi Coliseum, Indianapolis. Commissioner Brown asked if variance 12-07-18 Roanoke Baptist Church Addition, Roanoke and 12-07-19 Honeybee Furniture, Topeka, and 12-07-28 Panera Bakery Café #706, Schererville, could be

called out to discuss separately. Commissioner Corey then moved to approve all other variances with an “A” or “B” rating, with the second by Commissioner Cloud. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 12-07-1 517, 527, 529, 533, 535 E. Smith Ave. Windows, Bloomington
- (2) 12-07-3 Vawter Field Housing, West Lafayette
- (3) 12-07-4 813 S. Lincoln Windows, Bloomington
- (4) 12-07-7 507 S. Fess Ave. Window Sill Height, Bloomington
- (5) 12-07-14(b) The American Building, Indianapolis
- (6) 12-07-16 Skilled Nursing and Assisted Living Facility, Wabash
- (7) 12-07-20 Lilly Materials Center Building K80-82, Indianapolis
- (8) 12-07-23(a) Ivy Tech South Bend Addition and Renovation, South Bend
- (9) 12-07-27 Parkview LaGrange Medical Offices, LaGrange
- (10) 12-07-33 Beech Grove High School Addition, Beech Grove
- (11) 12-07-34 Helmer, Inc., Noblesville
- (12) 12-07-43 2307 Winding Brook Ct. Windows, Bloomington
- (13) 12-07-44 First Harrison Bank, New Albany

The following variances were heard separately:

- (14) 12-07-2 Indiana Department of Natural Resources Office Remodel, Ferdinand

Ron Peterson, DNR Engineering Division, spoke as proponent. The existing facility had been constructed by the CCC in 1939, and was being used as an office with a sleeping room on the second floor. They were remodeling, and wished to omit the sprinkler system. The sleeping room, used by one intern during summer, was separated by a one-hour rated partition, and had an exit directly to the exterior. Interconnected fire and smoke alarms were to be installed with exit illumination and separate emergency power. When asked if there had been a change of use, the proponent was unable to answer. Since no change of use would make a variance unnecessary, Commissioner Christoffersen moved to table to allow the proponent time to research the last legal use of the building and what is stored in the remainder of the second floor. Commissioner Brown made the second. It was voted upon and carried.

- (15) 12-07-5 Evansville Community Tennis Association Indoor Tennis Facility, Evansville

Roger Lehman, RLehman Consulting, spoke as proponent. The facility had been granted a variance to not sprinkle over the tennis courts due to low hazard and lack of fire loads. After review, it was found that the east and west sides of the building did not meet the required distance to the property lines. The facility was to be Type IIA construction, and a row of sprinklers at end columns was to be provided along the east and west walls for additional protection. A letter of support was provided from the local fire and local building officials. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried with one nay vote.

- (16) 12-07-6 Princeton New High School, Princeton

Roger Lehman, RLehman Consulting, spoke as proponent. The facility did not comply with ADA requirements for accessible restrooms in locker rooms. Three locker rooms on the north end of the gym used for boys and girls physical education were to be made compliant, while the lockers provided for officials would be adaptable. The locker room to be used by the visiting team would have one accessible toilet. Marc Reynolds, Fire and Building Code Enforcement, stated he

had once been a special needs teacher, and found non-compliance unacceptable in this day and age. Following discussion, Commissioner Brenner moved to deny, with the second by Commissioner Hite. It was voted upon and carried.

(17) 12-07-8 New Beginnings Ministries of Wabash County Methodist Church Renovation, Wabash

Mary Ellen Rudisel-Jordan, architect, spoke as proponent. Also present was Rev. Melissa Rice, Pastor. An existing, vacant church was to be remodeled to provide four sleeping rooms to house 10 to 12 young men in a halfway house setting to help with their reintegration into society. The request was to use a residential sprinkler system for the sleeping rooms. A 2-hour fire wall would be provided with emergency light and smoke/fire alarms. A second exit was also to be installed. Commissioner Hawkins asked if a Chapter 34 score had been done. Following further discussion, Commissioner Hawkins moved to table to allow the proponent to do a Chapter 34 study to see if it would pass without sprinklers. Commissioner Christoffersen made the second. It was voted upon and carried.

(18) 12-07-9 LaPorte Apartment Renovation, LaPorte

The proponent had requested the application be tabled. Commissioner Christoffersen moved to table, with the second by Commissioner Brenner. It was voted upon and carried.

(19) 12-07-10 Indiana Wesleyan University Academic Building #2, Marion

The proponent had not yet arrived. It was decided to move forward and return when they were present.

(20) 12-07-11 Jasper Memorial Hospital, Jasper

Ed Rensink, RTM Consultants, spoke as proponent. The facility had received a citation for utilities in the elevator equipment room. The room had been created in 1971 and had always had mechanical and utility equipment with the elevator equipment. The elevator had been upgraded to meet current code for recall and accessibility, triggering the citation. The request was to be allowed to install a drip pan beneath the water lines over the elevator to deflect drips or flow away from the elevator equipment. The cost to relocate the pipes and lines would be a tremendous hardship. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Cloud. It was voted upon and carried. Commissioner Corey abstained.

(21) 12-07-12 Wishard Hospital Replacement Facility, Indianapolis

Terry Schultz, Code Consultants, spoke as proponent. The TypeIIA construction office building was to have meeting rooms on the 3rd and 5th floors, not allowed by code for this construction type. The meeting rooms were for the building occupants use, and the 4 rooms on the 3rd floor would have an occupant load of less than 50. The moveable walls between sets of rooms would allow the 4 rooms to be converted to 2 rooms. The 4 exit stairs would handle more occupant load than the number of people who would be expected to attend. The rooms on the 5th floor were the same arrangement with the same exiting. The travel distance was also less than allowed by code. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

(22) 12-07-13 Cummins Parking Garage, Columbus

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The property line for the open parking garage was to be relocated to the face of the east wall to allow for the development of an apartment building, eliminating the required 10 foot separation. Some of the openings were to be closed, some would remain open, and the two buildings were to be connected in the future. The apartment building was to be sprinklered, as required by code, and each building was to have a one-hour exterior wall. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

(23) 12-07-14(a) The American Building, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The 1929 office building was being converted to apartments. In (a), the request was to allow the existing stair that discharges through the front lobby at the first floor level to remain unenclosed due to its use of marble and historic design. The stair was enclosed at the second floor of the sprinklered building. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

(24) 12-07-15 Herrold On Hill Bed and Breakfast, Wabash

Ed Rensink, RTM Consultants, spoke as proponent. The 1885 building had been a bed and breakfast, sold and converted to a private dwelling, then sold again and was being re-converted to a bed and breakfast. The building did not fully comply with Rule 13, with exit stairs on the second floor less than half the overall diagonal of the floor. Some elements of the existing plumbing, mechanical and electrical systems did not comply, though a new heating system had been installed, the electrical system had been rewired, and 200 amp service had been installed. The third floor would have a keyed lock installed on the stairway door to prevent public entry. There had also been a monitored detection system installed, with illuminated exit signage provided. After discussion, Commissioner Brenner moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried with two nays. Commissioner Christoffersen abstained.

(25) 12-07-17(a)(b) Protsman Elementary School, Dyer

Ed Rensink, RTM Consultants, spoke as proponent. Variance (a) was a request to be allowed to lock exit doors from a courtyard located off the art room, bordered on all sides by the exterior walls of the building. The school was located in an area where this action was felt to be necessary in order to protect the building from unauthorized, after-hours entry. Signs would be posted stating the doors were to be unlocked during school hours, and panic hardware would be installed on the doors which open into the courtyard. Concern about someone being locked in the courtyard was raised, and an offer to install an alarm in the courtyard to summon assistance was agreed upon. Following further discussion, Commissioner Christoffersen moved to approve with the condition of the alarm in the courtyard. Commissioner Brenner made the second. It was voted upon and carried. Variance (b) was for a temporary egress. Construction between Phase One and Phase Two would create a dead-end corridor running north/south along the east side of the cafeteria. The request was to allow exit openings placed in the corridor, opening it to the cafeteria during construction. Following discussion, Commissioner Brenner moved to approve with the condition that the variance was valid until January 2014. Commissioner Corey made the second. It was voted upon and carried.

- (26) 12-07-18 Roanoke Baptist Church Addition, Roanoke
12-07-19 Honeybee Furniture, Topeka

Commissioner Brown had called out the variances for discussion. He stated he wished to vote no on both, feeling they were not protected well, lacking sprinkler systems. Commissioner Christoffersen moved to approve both, with the second by Commissioner Brenner. It was voted upon and carried with one nay for each.

- (27) 12-07-21 SMC Corporation of America, Noblesville

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The request was to be allowed to treat the addition of a cafeteria, game room, and conference rooms as accessory use to the manufacturing/warehouse building. He stated they were to be used by the employees of the building, and were necessary for the running of the business. The building was sprinkled by an NFPA 13 system, and the rooms, located throughout the building, pose no fire hazard to the storage area. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried. Commissioner Mitchell abstained.

- (28) 12-07- 22 Brothers of Holy Cross Congregate Housing Renovation and Expansion, Notre Dame

The variance application had been withdrawn by the proponent.

- (29) 12-07-23(b) Ivy Tech South Bend Addition and Renovation, South Bend

Ed Rensink, RTM Consultants, spoke as proponent. An existing 2-hour area separation wall, compliant when built in the 1990's, was to be used to define the building area. The wall does not comply with all of the current code requirements for a fire wall. The existing building was sprinklered, and the addition was to be sprinklered. Openings in the wall were to be rated, as required, for 90 minutes. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

Breaking and reconvening. Chairman Hannum recessed the Commission at 10:30 a.m. It was called back to order at 10:49 am.

- (30) 12-07-24 Mainstreet Health and Wellness Suites of Westfield, Westfield

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The request was to allow the use of a non-rated glazed window in a 2-hour fire barrier to visually connect the assisted living side of the facility with the skilled care nursing side of the building. The entire building is sprinkled with an NFPA 13 system, and the opening was to be protected by close space sprinklers on both sides of the glass. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (31) 12-07-25(a)(b) Lilly K105A and K105B Addition, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request in (a) was to allow the new 4-hour firewall to not comply with the structural stability code requirement. The existing wall would remain standing for 4 hours without tying it to the fire wall. Variance (b) was to allow openings in the 1-hour exit passageway to allow for materials handling. The rated openings were to be protected by automatic-closing devices initiated by local smoke detection or loss of power. Following

discussion, Commissioner Hawkins moved to approve both, with the second by Commissioner Christoffersen. It was voted upon and carried.

(32) 12-07-26 Monroe County YMCA Addition, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. Due to site conditions, the new swimming pool and the existing gym were to be more than the allowable 21" above grade with one exit via an exterior stair, thereby not fully complying with the requirements for unlimited area. The existing building and the addition were to be fully sprinkled, and there were five other at-grade exits from the building. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(33) 12-07-28 Panera Bakery Café #706, Schererville

Christina Collester, RTM Consultants, spoke as proponent. The variance, given a B by staff, had been called out for individual vote by Commissioner Brown. Commissioner Christoffersen moved to approve, with the second by Commissioner Corey. It was voted upon and carried with one nay vote. Chairman Hannum asked Commissioner Brown if he wished to make a comment, and Commissioner Brown noted that this was just another example of the Commission routinely granting variances for sprinklers, and the building was without proper protection.

(34) 12-07-29(a)(b) Cummins Seymour Engine Plant, Seymour

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. Additions to the sprinklered, existing building would make the travel distance non-compliant. Smoke modeling had been done, and it showed the building had sufficient safe egress time to allow occupants to evacuate safely. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Variance (b) was to allow a portion of the existing building to have only a 50' side yard on the side by the railway property line and right of way instead of the 60 feet. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

(35) 12-07-30(a)(b)(c) Anthony Wayne Building Renovations, Ft. Wayne

Doug Trent, RTM Consultants, spoke as proponent. The existing 15-story high rise, reinforced concrete building was being renovated to provide residential, office and mercantile space. Variance (a) was a request to allow the owner to sprinkle the residential units only as they were sold. The infrastructure for the sprinkler system would be in place on each floor, however. The proponent stated the units were custom designed and would require different sprinkler patterns, not a uniform layout. Variance (b) was to omit the rated corridor on the 7th floor, required due to the unsprinklered parking garage. The building was to be sprinklered, and the floor assemblies were 2-hour rated concrete construction. The proponent felt this met the intent of the code. Variance (c) was to omit smoke proof enclosures in stairways. Following discussion, Commissioner Brenner moved to approve (a) if the sprinklers are installed by floors, not units. Commissioner Corey made the second. It was voted upon and carried. Commissioner Brenner moved that no variance was required for variance (b). No second was made. Commissioner Hawkins moved to table (b) and (c) to allow a Chapter 34 review to be done, with the second by Commissioner Cloud. It was voted upon and carried.

(36) 12-07-31 Carrera Designs Building Addition, Elkhart

Steve Ryno, Progressive Engineering, spoke as proponent. The existing, pre-engineered steel building had been released as Type II construction, but wood framing had been used to create office space in one corner of the building, occupying 9.8% of the existing building footprint, but only 5% of the footprint with the addition. The office area was separated by a 2-hour concrete block fire barrier, and no other wood was to be used in the building. The facility and the addition were to be sprinklered, and provided with a fire alarm system. Following discussion, Commissioner Hawkins moved to approve with the condition that any exposed wood would be covered by 5/8" Type X drywall. Commissioner Cloud made the second. It was voted upon and carried.

(37) 12-07-32 FDC Graphics Addition, South Bend

Steve Ryno, Progressive Engineering, spoke as proponent. An addition to the existing building would not have the required 60' side yard all around the building, and a fire wall had been conditioned on the release to allow for unlimited area. The request was to omit the fire wall. The owner had entered into no-build easement agreements with four out of five owners surrounding the property, and would install extra sprinklers along the wall facing that property, a distributor of dry ice. There was fire department access all around the building. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

(38) 12-07-35 Dibella's Submarines, Indianapolis

Because the owner would be using equipment and less energy than that required by the Mechanical Code, Section 403.2 would allow this without a variance. Commissioner Hawkins moved no variance required, with the second by Commissioner Christoffersen. It was voted upon and carried.

(39) 12-07-36 The Domain at Bennett Farms, Zionsville

The variance had been withdrawn by the proponent.

(40) 12-07-37(a)(b)(c)(d) Indiana State Fair Pepsi Coliseum, Indianapolis

Dennis Bradshaw, FP&C Consultants, spoke as proponent. The exterior of the Coliseum was to be restored, the interior completely renovated, and an addition to the south end of the building was planned. The seating bowl was to be demolished and a new bowl was to be built. The building was to be sprinklered, and a new fire alarm system was to be installed. Variance (a) was a request to omit sprinklers over the main seating bowl. Chris Minter, architect, stated that sprinklers installed on the 103 foot high ceiling would not be effective. The pitched roof would act as a smoke and heat reservoir, however, and allow occupants time to exit safely. A smoke removal system was also to be provided. Following discussion, Commissioner Hawkins moved to approve with the condition that a code-compliant smoke removal system be installed and no pyrotechnics be allowed. Commissioner Christoffersen made the second. It was voted upon and carried with one nay vote. Commissioner Brenner abstained. Variance (b) was a request to omit fireproofing on the steel bents, to maintain the historical look of the building. These supports would be enclosed on the event and seating concourses, while the upper concourse supports would be unenclosed but within the sprinklered area. T.J. Burns, Indianapolis Fire Department, addressed the Commission, noting that the Lucas Oil Stadium had a similar variance in which standpipes had been placed on the arena floor to supplement the sprinklers. The proponent agreed to provide standpipes. Commissioner Hawkins moved to approve with the condition that standpipes must be provided on the arena floor to the satisfaction of the Indianapolis Fire Department. Commissioner Cloud made the second. It was voted upon and carried with one nay vote. Commissioner Brenner abstained. Variance (c) was a request to allow the use fire barriers instead of fire walls. The Hall A wood roof deck at the entrance to the ice skating arena addition was to be replaced with steel, and an additional line of

sprinklers would be installed on both sides of the 18” thick wall to allow it to be used as a fire barrier. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. It was noted that the amended application had not been seen by the local fire and local building officials. The motion was amended to include the condition of proof of notification of the local officials. Second agreed to the amendment, and the motion carried. Commissioner Brenner abstained. Variance (d) was to allow the facility to not comply with the fixture count required by Table 29. The existing building had been unbalanced between male and female facilities, and while additional fixtures had been added, complying was restricted by the existing building’s footprint. Following discussion, the proponent was asked if they met the requirements of the model code. They were unable to answer at that time. It was suggested they find out over the lunch break.

Breaking and reconvening. Chairman Hannum recessed the Commission for lunch at 12:12 p.m. It was called back to order at 1:07 p.m.

Dennis Bradshaw, FP&C Consultants, and Chris Minter, architect, reported that they met the water closet count required in the model code. Commissioner Hawkins moved to approve with the condition that they must comply with the 2012 International Building Code, Table 29. Commissioner Christoffersen made the second. It was voted upon and carried. Commissioner Brenner abstained.

(41) 12-07-38 Ben Davis High School Dad’s Club Concession Building, Indianapolis

The proponent had requested the application be tabled. Commissioner Cloud moved to table, with the second by Commissioner Mitchell. It was voted upon and carried.

(42) 12-07-39 See’s Candies, Indianapolis

The application was incomplete. Commissioner Christoffersen moved to table with the second by Commissioner Corey. It was voted upon and carried.

(43) 12-07-40 Marquette Park Recreation Center, Gary

An elevator with non-compliant rope suspension cable and governor cable was to be installed. Commissioner Corey noted they would be providing the specialized tools and instructions for the inspectors. Commissioner Christoffersen moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

(44) 12-07-41 Zook Residence, Ft. Wayne

Jamie Lancia, Lancia Homes, spoke as proponent. The request was to omit insulation on the duct work under the slab as required by code. The proponent wished to use the performance standards in the Residential Energy Code. Matt Brown, Energy Diagnostics, noted that the ICC definition of the thermal boundaries would include ducts 12 inches under the slab. Dave Fuller, Allen County Building Commissioner, also addressed the Commission in support of the variance. Mike Christoffersen spoke in support of the performance path method, suggesting that no variance was required. Mara Snyder, Legal and Code Services, asked the Commission members if the area under the slab is considered part of the thermal envelope, do they think no variance was required. State Building Commissioner Dean Illingworth also addressed the Commission, stating that he felt the thermal boundary stops at the slab. Following a lengthy discussion, it was determined that the local building official would have the authority under Section R106 of the 2005 Indiana Residential Code to decide

if the alternative methods offered by the applicant were acceptable. If so, no variance would be required. If not, the applicant had the option to appeal to the State Building Commissioner for an interpretation. The opportunity to amend their application to request relief from R106 was offered to the proponents and declined. The application was withdrawn since the local building official had approved their alternative methods.

(45) 12-07-39 See's Candies, Indianapolis

The application was now complete and would have been eligible for the block vote. Commissioner Christoffersen moved to approve with the second by Commissioner Corey. It was voted upon and carried.

(46) 12-07-42 Backstage Bar and Grill, Evansville

Roger Lehman, RLehman Consulting, spoke as proponent. The existing A-2 changed to add alcohol service which meant it must be separated from the rest of the building by a 2-hour fire barrier, including the floor assembly, or sprinkled. The basement area was accessible only to the owner, but they agreed to allow the proponent to install two monitored smoke detectors in the basement as an alternative. The local building official and fire official were in support of the variance. The request was to allow the proponent time to fund the separation of the basement and first floor. Following further discussion, Commissioner Brenner moved to approve with the condition that the variance was valid for one year. Commissioner Hawkins made the second. It was voted upon and carried.

(47) 12-07-45 The Other Pub, Lafayette

The proponent had requested the application be tabled. Commissioner Corey moved to table, with the second by Commissioner Cloud. It was voted upon and carried.

(48) 12-07-46 West Side Development Corporation Shopping Center Addition & Alterations, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow firewalls in the existing building, not structurally independent and load-bearing, to be used to define the limits of the addition. The existing building and the addition were to be sprinklered. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(49) 12-07- 48 Eli Lilly PS1, Indianapolis

Benjamin Elfreich, Kone Elevator, appeared as proponent. The request was to allow the use of elevator suspension ropes which did not comply with code. The proponent stated they met the other requirements of the code. Commissioner Corey moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(50) 12-07-47 CityWay Building #1, Indianapolis

The proponent had not yet arrived. It was decided to continue with the agenda and return when they arrived.

(51) 12-07-10 Indiana Wesleyan University Academic Building #2, Marion

The proponent had not arrived. Commissioner Hawkins moved to table, with the second by Commissioner Brenner. It was voted upon and carried.

4. Discussion of LSA Doc. #11-448-2012 Indiana Plumbing Code

Cecilia Ernstes, Hearing Chairperson for the Indiana Plumbing Code Review Committee, reported to the Commission on the submissions by the public on the proposed code adoption. Following her presentation, Commissioner Goeden moved to adopt LSA Doc. #11-448 as published in the Indiana Register on April 25, 2012 as DIN:20120425-IR-675110448PRA, as amended by the recommended changes contained in the memo from Cecilia Ernstes dated June 19, 2012. Commissioner Christoffersen made the second. It was voted upon and carried.

5. Discussion of LSA Doc. #11-683-NFPA 13

Denise Fitzpatrick, Hearing Chairperson for the NFPA 13 Review Committee, reported to the Commission on clean-up changes made to the proposed code. Following her presentation, Commissioner Goeden moved to adopt LSA Doc. #11-683 as published in the Indiana Register on May 9, 2012 as DIN:2012509-IR-675110683PRA, as amended by the recommended changes contained in the memo from Denise Fitzpatrick dated June 19, 2012. Commissioner Brown made the second. It was voted upon and carried.

6. Discussion of LSA Doc. #11-684-NFPA 13R

Commissioner Goeden moved to adopt LSA Doc. #11-684 as published in the Indiana Register on May 9, 2012 as DIN: 20120509-IR-675110684PRA. Commissioner Mitchell made the second. It was voted upon and carried.

7. Report from State Building Commissioner Dean Illingworth

Dean Illingworth, State Building Commissioner, addressed the Commission. He introduced the Plan Review and Intake staff to the Commission, noting that all of the reviewers were certified plan reviewers. Shelly Wakefield and John Hibner, both of Legal and Code Services, were also recognized by Mr. Illingworth for helping to reduce the backlog by doing plan reviews. Of the plans submitted, 70% arrive electronically, and the current turn-around time was seventeen working days. Paper submissions, he noted, slow down the process. Plan Review had established weekly code classes for the reviewers, and they had started a continuing education committee which had been certified by ICC for continuing education credits. Joseph Wainscott, Director of the Indiana Department of Homeland Security, also addressed the Commission. He explained they were working on a number of things to help with the backlog. He noted using outside help like Shelly and John, or using field staff if it were a different time of year and their schedules weren't filled by amusement inspections. They were looking for a way to bring in contractual help, but be able to maintain our consistency in the way things were reviewed. He also noted the process review team from Eli Lilly had been in to review the way things were done to help with refining the process. He stated he would come back periodically to update the Commission on the progress.

(52) CityWay Building 1, Indianapolis

A representative of Schindler Elevator arrived. The request was to allow non-compliant suspension cables which complied with the 2010 A17.1 code. The signatures were not in place in the file, but were to be provided by Thursday. The specialized tool and training for use was to be provided for the inspectors. Commissioner Corey moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

8. City of Indianapolis Variance

The Axis
423 N. Senate Avenue
Indianapolis, Indiana

The City of Indianapolis was required, by code, to have the granting of a variance approved by the Commission. Commissioner Mitchell moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

9. New Business – General.

Discussion and possible Commission action on petitions for review (Timely filed unless otherwise noted.)

Princeton Auto Parts
Order – Fire and Building Code Enforcement

Jasper Memorial Hospital
Order – Div. of Elevator Safety

Omega of Pi Kappa Phi, Inc.
Order – Boiler and Pressure Vessel

Commissioner Corey moved to grant the petitions. Commissioner Mitchell made the second. It was voted upon and carried.

10. Comments

Mara Snyder, Director, Legal and Code Services, thanked the Commissioners for attending. She stated that the public meeting for the Building Code Committee was to be held July 17th, chaired by Denise Fitzpatrick, and that the Mechanical Code and Fuel Gas Code Committee would meet July 18th, chaired by Cecilia Ernstes. She also noted that the Interim Study Committee on outdoor stage equipment had not yet been established, but was expected to do so soon, and that Chairman Hannum would be serving on that committee.

10. **Adjournment.**

Chairman Hannum called for further business, and upon hearing none, adjourned the meeting at 3:10 p.m.

APPROVED _____
David Hannum, Chairman